S.B. CRIMINAL MISC. III BAIL APPLICATION NO.3340/2006
(Kulwarnjeet Singh Vs. State)

Date of order : 4.8.2006

HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. M.K. Garg, for the applicant.
Mr. Vishal Raj Mehta, Public Prosecutor.

I have heard learned counsel for the applicant as well as learned Public Prosecutor for the State. I have also perused the statement of eye-witnesses recorded by trial court.

It is contended by the learned counsel for the applicant that first bail application was rejected by this Court vide order dated 5.7.2006 while observing that the applicant shall be at liberty to move fresh bail application after recording of statement of all the eye-witnesses. It is further contended by the learned counsel for the applicant that statements of all the eye witnesses have been recorded by trial court and most of the eye witnesses have turned hostile before the Court.

Taking into consideration the facts and circumstances of the case as also the fact that most of the eye witnesses have turned hostile before the court, without expressing any opinion, I think it just and proper to enlarge the accused-applicant on bail.

Accordingly, the third bail application filed under Section 439 Cr.P.C. is allowed and it is directed that the applicant Kulwarnjeet Singh @ Pappu S/o Harbhajan Singh shall be released on bail (in FIR No.133/2005, P.S. Mathili Rathan, District Sri Ganganagar) provided he executes a personal bond in the sum of Rs.20,000/- and furnishes two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of the learned trial court for his appearance before that Court on each and every date of hearing and whenever called upon to do so, till the completion of trial.

(GOPAL KRISHAN VYAS), J.

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